



LOS ANGELES COUNTY COMMISSION ON HIV

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While not required of meeting participants, signing-in constitutes public notice of attendance. Presence at meetings is recorded solely based on sign-in sheets, and not signing-in constitutes absence for Commission members. Only members of the Commission on HIV are accorded voting privileges, thus Commissioners who have not signed in cannot vote. Sign-in sheets are available upon request.

JOINT PUBLIC POLICY (JPP) COMMITTEE MEETING MINUTES

July 15, 2009

Approved
01/20/2010

MEMBERS PRESENT	MEMBERS ABSENT	PUBLIC	HIV EPI AND OAPP STAFF
Lee Kochems, <i>Co-Chair</i>	Whitney Engeran-Cordova, <i>Co-Chair</i>	Ruben Acosta	Elizabeth Escobedo
Kyle Baker	Carrie Broadus	Karen Mall	
Kimberlee Woods	Jeffrey Goodman	Ruel Nollobo	
	Ted Liso	Terry Smith	COMM STAFF/ CONSULTANTS
	Manuel Negrete		
	Ron Osorio		Julie Cross
	Chris Villa		Carolyn Echols-Watson
	Kathy Watt		Jane Nachazel
			Craig Vincent-Jones

CONTENTS OF COMMITTEE PACKET

- 1) **Agenda:** Joint Public Policy (JPP) Committee Agenda, 7/15/2009
- 2) **Minutes:** Joint Public Policy (JPP) Committee Meeting Minutes, 6/17/2009
- 3) **Memorandum:** 2008-2009 Policy and Legislative Agenda, 7/9/2008
- 4) **Legislation:** S 1201: Helping Fill the Medicare Rx Gap Act of 2009, 6/8/2009
- 5) **Memorandum:** Federal HIV Testing Bill Would Provide Increased Medicaid Coverage for Routine HIV Testing, 7/15/2009
- 6) **Legislation:** S 1446: Amend Title XIX of the Social Security Act to provide incentives for increased use of HIV screening tests under the Medicaid program, 7/15/2009
- 7) **Legislation:** HR 3091: Amend Title XIX of the Social Security Act to provide incentives for increased use of HIV screening tests under the Medicaid program, 7/15/2009
- 8) **Matrix:** Public Policy Issues Docket – 2009, 7/14/2009

1. **CALL TO ORDER:** Mr. Kochems called the meeting to order at 2:07 pm.
2. **APPROVAL OF AGENDA:**
MOTION #1: Approve the Agenda Order, as presented (*Postponed*).
3. **APPROVAL OF MEETING MINUTES:**
MOTION #2: Approve the 6/17/2009 Joint Public Policy (JPP) Committee Meeting Minutes, as presented (*Postponed*).
4. **PUBLIC COMMENT, NON-AGENDIZED:** There were no comments.
5. **COMMITTEE COMMENT, NON-AGENDIZED:** There were no comments.
6. **CO-CHAIRS' REPORT:** There was no report.
7. **STATE BUDGET:**
 - Ms. Cross, Benefits Consultant, reported the Governor is pushing for a budget agreement as early as the end of the day. Deep cuts are expected for correctional institutions and education with more cuts possible for Medi-Cal and In-Home Supportive

Services. Lay-offs and additional state employee furloughs are also anticipated. Many proposed strategies borrow from various State funds which would only delay and increase the severity of the State's financial problems in upcoming years.

- Mr. Vincent-Jones stressed that, beyond the budget itself, the Office of AIDS (OA) is not currently talking about abiding by the Budget Conference Committee guidance to protect core surveillance activities: proposing core surveillance funding reductions rather than limiting cuts to epidemiological studies. There are some 8,000 Los Angeles County cases to investigate in addition to on-going cases. Data is used to justify federal formula funding. With some 40% of California cases, the County's data affects local and overall state funding.
- OA is instead developing its own priorities. One proposal being stressed is to divert education and prevention funds from Los Angeles and San Francisco jurisdictions based on the premise that they receive federal funding for those services. That diversion of that funding does not take into account that the federal dollars are allocated because of the greater burden of disease in these jurisdictions. It is uncertain whether the independent health jurisdictions of Pasadena and Long Beach would be spared severe cuts.
- OA has distributed a series of surveys to elicit prioritization information. Caution is advised as the OA agenda is unclear.
- Therapeutic Monitoring Program (TMP) vouchers are being held at OA theoretically because they are financed through the State's General Fund. That does not distinguish them, however, from other funding that remains in doubt, nor is there precedent for halting voucher distribution. TMP vouchers represent another disproportionate hit to LA County, which uses 40% of them.
- Mr. Baker noted state revenues continue to drop. The ADAP rebate fund has traditionally mitigated shortfalls, but it is being used up. Ms. Cross said OA estimates the fund will be spent out by the end of the next fiscal year at current spending levels.
- ➡ Advocacy should be directed to legislators and Mark Horton, Director, California Department of Public Health to pressure OA:
 1. Release TMP vouchers immediately.
 2. Follow Budget Conference Committee recommendations.
 3. Allow jurisdictions flexibility in allocating their funds.
 4. End direct state contracting of services and allow jurisdictions to allocate funds consistent with their continuums of care.
 5. Not to divert funding away from LA County and other jurisdictions receiving direct federal grants.

8. HIV/STD CONTROL IN THE ADULT FILM INDUSTRY:

- Mr. Kochems reported no author has been identified as yet, though there may be some possibilities.
- ➡ Mr. Vincent-Jones will follow-up on the planned presentation to the Prevention Planning Committee.

9. HEALTH CARE REFORM:

- Ms. Cross reported the Senate's "Affordable Health Choices Act of 2009" and HR 3200 are the leading proposals.
- The House bill would count ADAP towards TrOOP which would provide assistance in navigating the "donut hole" in Medicare prescription drug coverage. It also requires insurers to contract with 340B-authorized providers.
- 340B is a purchasing mechanism to contain health care costs used by many public health and non-profit providers, including those funded by HRSA. Requiring insurers to contract with them would expand insurance coverage to many now uninsured.
- Mr. Baker raised a concern that, while requiring coordination with 340B providers appears beneficial, it could also be perceived as obviating the need for Ryan White beyond the undocumented. If so, that could undercut Ryan White support.
- ➡ Ms. Cross will analyze the two bills and present on them to the Health Care Reform Work Group as they relate to HIV.

10. RYAN WHITE EXTENSION:

- Community conversation continues, especially regarding the community consensus document which now has close to 300 signatories and is the basis for House Energy and Commerce Committee work. The Commission and OAPP have endorsed the document.
- Senator Enzi had proposed an amendment, but Energy and Commerce staff has told Mr. Baker there is no interest in it.
- It is important to secure extension passage by 9/30/2009 when current legislation sunsets. Friendly legislators are encouraging community advocacy for passage as health care reform is diverting attention from Ryan White.

11. ANNUAL LEGISLATIVE CONFERENCE PLANNING:

- The annual meeting to develop legislative priorities will be 8/19/2009, 12:00 noon to 5:00 pm.
- Recommendations are forwarded to both the Commission and Prevention Planning Committee (PPC) for approval as guidance during the coming year. Last year the Commission approved all positions and the PPC approved all but the HIV/STD Control in the Adult Film Industry position.
- Recommendations are then forwarded for inclusion in the County Legislative Agenda which is completed in December.

- ➡ The prior year's priority outcomes were included in the agenda packet and all were encouraged to review them and consider their priorities for the upcoming year.

12. **LEGISLATIVE REVIEW AND STATUS:**

- APLA has released an Action Alert regarding a bill now at House Appropriations. A ban on funding for syringe exchange was removed in subcommittee and APLA is advocating for the bill to go forward without further amendment.
- A. **S 1201: ADAP Counting as TrOOP:** The bill was introduced to the Committee and added to the Public Policy Docket.

13. **FEDERAL ISSUES:** ➡ Change items A — E to 1 — 5 under "A: Agencies". Add items "B: Budget" and "C: Legislation."

A. **Office of National AIDS Policy (ONAP):**

- Mr. Baker was not on the National AIDS Strategy conference call, but did help develop it. It seems that ONAP is not fulfilling its mandate on the work and urged advocacy.
- ➡ Mr. Baker will follow-up on the current status of work and update JPP co-chairs.

B. **Centers for Disease Control and Prevention:** There was no report.

C. **Health Resources and Services Administration:** There was no report.

D. **National Institutes of Health:** There was no report.

E. **Substance Abuse and Mental Health Services Administration:** There was no report.

14. **PUBLIC BENEFITS:**

A. **Early Treatment for HIV Act (ETHA):** There was no additional discussion.

B. **Medicare Part D/TrOOP:** There was no additional discussion.

C. **Other:** Denti-Cal was eliminated as of 7/1/2009. Ms. Cross expected most PWH will need to receive dental services through Ryan White.

- ➡ Refer tracking of Ryan White Oral Health Services to the Priorities and Planning Committee to ensure that Minority AIDS Initiative funds are used, as intended, for advanced procedures rather than just routine care.

15. **HIV SURVEILLANCE:**

- Mr. Vincent-Jones reported a model is being developed to demonstrate the effect of surveillance cuts on funding.

16. **PREVENTION:** There was no new information.

17. **CORRECTIONS:** There was no new information though corrections is expected to face further, significant budget cuts.

18. **WORK PLAN:** There were no comments.

19. **ANNOUNCEMENTS:** There were no announcements.

20. **ADJOURNMENT:** The meeting was adjourned at 3:55 pm.